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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of SMIT et al.

Application No.: 08/807,506

Filed: February 26, 1997

For: GRADUAL MODIFICATION, SUPER-AGONISTS AND ANTAGONISTS OF  
SIGNAL PROTEINS AND PEPTIDES

Art Unit: 1648

Examiner: Timothy M. Brown

Attorney Docket No: 7392/71226

Customer No: 42798

CONFIRMATION NO: 5096

July 2, 2004

**SECOND REQUEST FOR STATUS INFORMATION ON  
THE SUPPLEMENTAL AMENDMENT FILED  
JANUARY 15, 2003 AND TO RE-SET RESPONSE TIME**

Commissioner for Patents

220 20<sup>TH</sup> St. S.

Customer Window, Mail Stop: NON-FEE SUBMISSION

Washington, D.C. 20231

Dear Sir:

Applicants' representative files this SECOND REQUEST for (a) status of the Supplemental Amendment filed January 15, 2003 since it is not reflected as having ever been considered by the Examiner; and (b) to re-set the response time because the Examiner did not have a chance to review the proper record before issuing the Office Action on April 19, 2004.

Neither Applicants nor their representatives have received a reply to their April 29, 2004 *first* Request for status and for a re-set the response period. The undersigned counsel left a voice mail message for the Examiner consistent with the *first* Request that was filed on April 29, 2004. See 37 C.F.R. §1.133 and April 29, 2004 Request, page 1.

In re Appln. of SMIT et al.  
Application No. 08/807,506

Applicants respectfully request that their January 15, 2003 Supplemental Amendment be located within the U.S. Patent and Trademark Office, docketed, entered and provided to the Examiner.

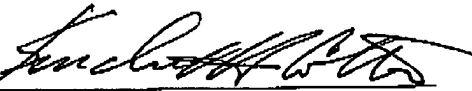
Since it appears that the April 19, 2004 Office Action did not address the claims presented for examination, Applicants respectfully repeat their request of April 29, 2004 that the response time be re-set after the Examiner has been afforded time to review the January 15, 2003 Supplemental Amendment.

The favor of early consideration of this *Second* Request is respectfully solicited.

This *Second* Request (2 pages) with a one-page attachment (photocopy of post card receipt) were filed by facsimile to 703-872-9306 this 2nd day of July 2004.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

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KHC/cmg

Date: January 15, 2003

Atty Docket: 7392/71226

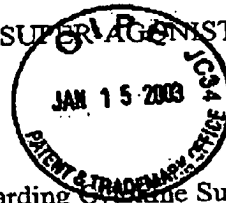
**Due Date: N/A**

Applicant(s): SMIT et al.

Appl. No.: 08/807,506

Filed: February 26, 1997

For: GRADUAL MODIFICATION, SUPER AGONISTS AND ...

**Paper(s) filed:**

- 1) Supplement Amendment
- 2) Abstracts of Literature References Regarding Cytochrome Super Family

**PLEASE DATE STAMP AND RETURN VIA COURIER**